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8

9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 Case No. 1:22-cr-00306-JLT-SKO

14 vs.

15 DALE WESLEY HUBBARD,

16 Plaintiff,

17 Case No. 1:22-cr-00306-JLT-SKO

18 vs.

19 DALE WESLEY HUBBARD,

20 Defendant.

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b) Counsel for defendant desires time to finalize plea discussions with his client and has accounted for scheduling conflicts to reach the proposed date. The parties need additional time to come to an agreement on certain details of a potential plea agreement. Defense requests time for further evaluation, negotiation and investigation to be in a position for the defendant to either enter a guilty plea or set the case for trial.

c) Counsel for defendant believes that failure to grant the above-requested continuance would deny them the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendants in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of May 20, 2024 to June 17, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv), because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

[Remainder of page intentionally left blank.]

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2 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
3 Speedy Trial Act dictate that additional time periods are excludable from the period within which
a trial must commence.
4

5 IT IS SO STIPULATED.
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7

PHILLIP A. TALBERT
United States Attorney

8 Dated: May 15, 2024

/s/ ARIN HEINZ
ARIN HEINZ
Assistant United States Attorney

9
10 Dated: May 15, 2024

/s/ KEVIN P. ROONEY
KEVIN P. ROONEY
Counsel for Defendant
DALE WESLEY HUBBARD

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17
18 **FINDINGS AND ORDER**

19 IT IS SO FOUND.
20

21 IT IS SO ORDERED.
22

Dated: May 15, 2024


UNITED STATES DISTRICT JUDGE